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4 UNITED STATES DISTRICT COURT

5 DISTRICT OF NEVADA

6 DANIEL MENESES,

7 Plaintiff,

8 vs.

9 WILLIAM DONAT, *et al.*,

10 Defendants.
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) 3:06-cv-00295-RCJ-VPC
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ORDER

12 Before the Court for consideration are Plaintiff's and Defendants' Objections to the Report
13 and Recommendation of United States Magistrate Judge Valerie P. Cooke (Docket nos. 29 and 30).
14 Magistrate Judge Cooke entered her Report and Recommendation on August 6, 2007 (Docket no.
15 28), recommending that Defendant's Motion to Dismiss (Docket no. 19) be granted in part and
16 denied in part.

17 The Court has conducted a *de novo* review of the record in this case in accordance with 28
18 U.S.C. § 636(b)(1)(B) and LR IB 3-2, and accepts the Report and Recommendation of Magistrate
19 Judge Cooke.

20 IT IS THEREFORE ORDERED that the Report and Recommendation of Magistrate Judge
21 Valerie P. Cooke (Docket no. 28) is ACCEPTED, and Plaintiff's and Defendants' Objections
22 (Docket nos. 29 and 30) are overruled.

23 DATED: November 20, 2007

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ROBERT C. JONES
UNITED STATES DISTRICT JUDGE